

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII

03 FEB -7 AM 10:51

ENVIRONMENTAL PROTECTION  
AGENCY-REGION VII  
REGIONAL HEARING CLERK

IN THE MATTER OF

Nooter Corporation

Respondent

)  
)  
)  
)  
)  
)

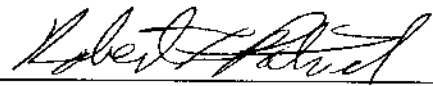
Docket No. TSCA-07-2003-0039

FINAL ORDER

This proceeding was initiated on December 13, 2002, by the filing of a complaint against Respondent, alleging a violation of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2615(a) and proposing a penalty of twenty-five thousand six hundred and thirty dollars (\$25,630.00). The Complaint did not seek any other relief. As authorized by Rule 22.18(a)(1) of the Consolidated Rules of Practice, 40 C.F.R. § 22.18(a)(1), Respondent elected to pay the proposed penalty in full, and on January 14, 2003, filed notice of that election with the Environmental Protection Agency, accompanied by a copy of the check for the penalty amount. As provided in Rule 22.18(a)(3), payment by Respondent constitutes a waiver of its rights to contest the allegations in the Complaint, and to appeal this final order.

Therefore, pursuant to Rule 22.18(a)(3), it is hereby ORDERED, that the resolution of this proceeding pursuant to Rule 22.18(a)(1) is approved and that the proceeding is concluded.

Dated: February 7, 2003

  
Robert L. Patrick  
Regional Judicial Officer

IN THE MATTER OF Nooter Corporation  
Docket No. TSCA-07-2003-0039

CERTIFICATE OF SERVICE

I certify that the foregoing Final Order was sent this day in the following manner to the addressees:

Copy hand delivered to  
Attorney for Complainant:

Rupert G. Thomas  
Assistant Regional Counsel  
Region VII  
United States Environmental Protection Agency  
901 N. 5<sup>th</sup> Street  
Kansas City, Kansas 66101

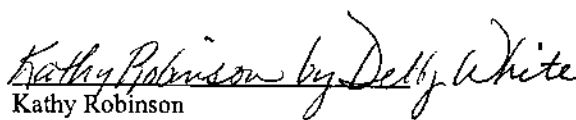
Copy by First Class Mail Return Receipt:

Raymond B. Rohrbacker  
Registered Agent for:  
Nooter Corporation  
1400 South Third Street, Box 451  
St. Louis, Missouri 63166

and

Joseph H. Weyhrich  
Lewis, Rice & Fingersh, Inc.  
500 N. Broadway, Suite 2000  
St. Louis, Missouri 63102-2147

Dated: 2/7/3

  
Kathy Robinson  
Regional Hearing Clerk